

Improvement Res. No. 989-1959

For the Condemnation of right of way  
for utility purposes of a strip of  
land seven (7) feet in width parallel  
and adjacent to the west and south  
property line of Lot 7, Riverside  
Terrace Addition.

Resolution Adopted:

April 3, 1959

Confirmed:

ALL ACTION RESCINDED

Bids Received: APR 20 1959

Contract Awarded:

Contract and Bond:

Contractor:

Report Completed:

Assessment Roll Confirmed:

B. O. 28-15

DECLARATORY RESOLUTION NO. 989-1959

For the Condemnation of right of way for utility purposes of a strip of land seven (7) feet in width parallel and adjacent to the west and south property line of Lot 7, Riverside Terrace Addition.

PLANS ORDERED: March 25, 1959

ADOPTED: April 3, 1959

ADVERTISE NOTICE TO PROPERTY OWNERS: April 8 & 15, 1959

HEARING ON CONFIRMATION: Mon., April 20, 1959, 6:30 p.m. IST

CONFIRMED:

ASSESSMENT ROLL ORDERED:

ASSESSMENT ROLL APPROVED:

HEARING ON CONFIRMATION  
OF ASSESSMENT ROLL:

NOTICES SERVED:

ASSESSMENT ROLL CONFIRMED:

For the Vacatin - Opening - Condemnation of right of way for utility purposes of a strip of land seven (7) feet in width parallel and adjacent to the west and south property line of lot #7 Riverside Terrace Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a strip of land seven (7) feet in width parallel and adjacent to the west and south property line of lot #7 Riverside Terrace Addition.

All as shown by a plan of such proposed Vacatin - Opening - Condemnation of right of way for utility purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacatin - Opening - Condemnation of right of way for utility purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacatin - Opening - Condemnation of right of way for utility purposes is described as follows: Lot #7 Riverside Terrace Addition.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacatin of the above described \_\_\_\_\_ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

All Streets, lots and lands affected by the above described condemnation are situated in the northwest 1/4 of section 15, township 30 north, Range 12 east and lie wholly within the corporate limits of the city of Fort Wayne, Indiana.

ADOPTED THIS 3rd.

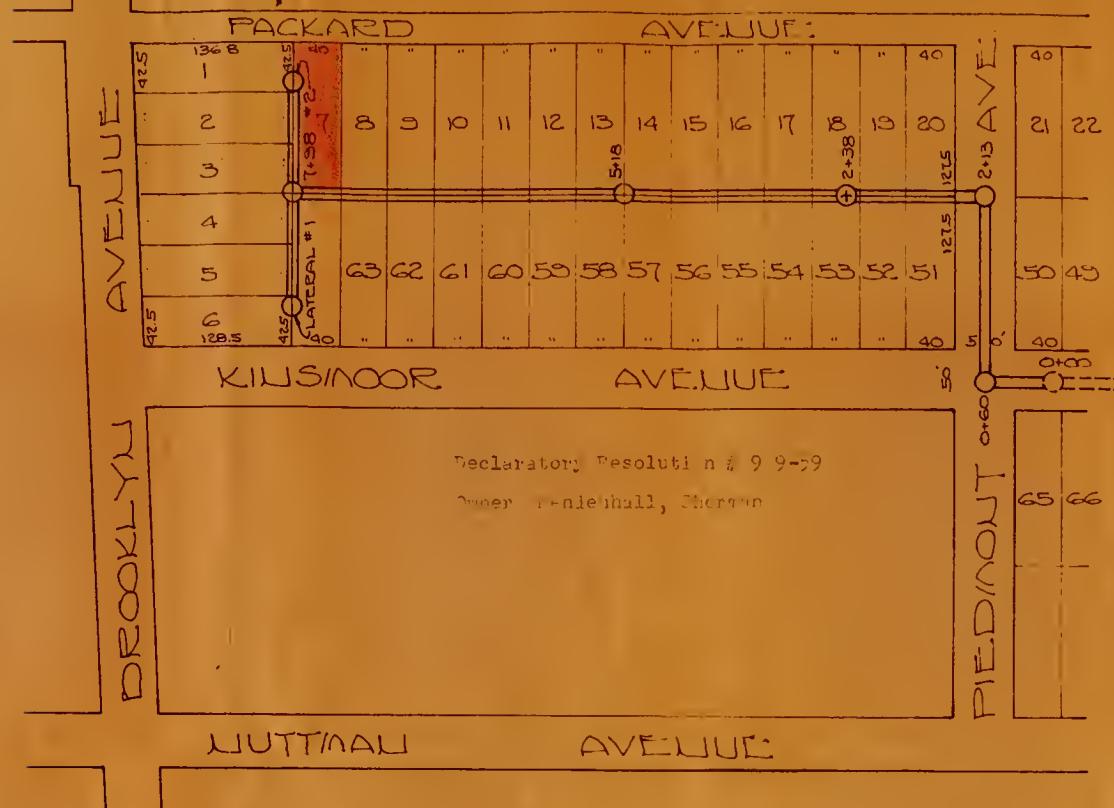
DAY OF April 19 59.

Attest:

Secretary Board of Public Works.

E. Galleymeyer

Orin M. Womeling  
Board of Public Works.



CITY UTILITIES SEWER ENGINEERING DEPARTMENT	
415 S CALIFORNIA STREET FORT WAYNE, INDIANA	
RIVERSIDE TERRACE ADDITION TO SERVE THE LOTS BETWEEN KUUSMOOR & PACKARD; BETWEEN PIEDMONT & BROOKLYN AVE'S LOCAL SANITARY SEWER RESOLUTION #662	
DRAWN BY <i>Ally S. Smith</i> SCALE 1" = 25 FT DRAWN BY <i>Ally S. Smith</i> DATE FEB. 25, 1955 CHECKED BY <i>Ally S. Smith</i> SHEET 1 OF 2 APPROVED BY <i>Ally S. Smith</i> DRAWING NO. SY-10573	

40-131-8

April 20, 1959

B.O. 28 ('59)

Mr. Edward Green, City Engineer

CONDEMNATION - RIVERSIDE TERRACE ADDITION - RES. 989-1959

ALL ACTION RESCINDED in order to redesign the sewer route.

E. J. Gallmeyer  
John Cooper  
Orin M. Darling  
BOARD OF PUBLIC WORKS

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GRANT OF EASEMENT FOR UTILITIES PURPOSES

THIS INDENTURE WITNESSETH, that Mendenhall, Sherman,  
husband and wife, of Allen County, in the State of Indiana, in considera-  
tion of One (\$1.00) Dollar, and other good and valuable consideration, the  
receipt whereof Grantors hereby acknowledge, hereby give, grant and convey,  
but without warranty, to the City of Fort Wayne, Allen County, in the State  
of Indiana, an Indiana municipal corporation, its successors and assigns,  
a perpetual right-of-way and easement to construct, maintain and operate  
public utility facilities, with all necessary appurtenances over, under,  
in and along the following described real estate, in Allen County, State  
of Indiana, to wit:

A strip of land seven (7') feet in width parallel and adjacent  
to the south and west property line of Lot #7, Riverside Terrace Addition.

Grantee may at anytime enter upon said premises for the purpose of  
repairing, maintaining and re-laying of said utility facilities, subject  
to the following:

1. That the Grantee will replace and/or repair any damages  
suffered by the Grantors as a result of maintenance of said utility facilities.

IN WITNESS WHEREOF, the said Mendenhall, Sherman,  
husband and wife, have hereunto set their hand and seals, this \_\_\_\_\_  
day of \_\_\_\_\_, 19 \_\_\_\_.

Sherman Mendenhall

ACKNOWLEDGEMENT

STATE OF INDIANA :  
: SS  
COUNTY OF ALLEN :

Before me, the undersigned, a Notary Public, in and for said County and State, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, personally appeared the within named Mendenhall, Sherman,  
husband and wife, Grantors in the above conveyance, and acknowledged the execution of the same to be their voluntary act and deed, for the uses and purposes herein mentioned.

IN WITNESS WHEREOF, I have hereunto set my name and affixed my official seal.

(SIGNED) \_\_\_\_\_  
NOTARY PUBLIC

(PRINTED) \_\_\_\_\_

My Commission Expires:

# NOTICE OF IMPROVEMENT

## OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, ..... April 9, 1959.....

989

To. Sherman Mendenhall  
2813 Broadripple Drive  
Fort Wayne, Indiana.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did  
~~Declaratory~~ pass Improvement Resolution No. 989-1959 providing for the condemnation of right of way for utility purposes of a strip of land seven (7) feet in width parallel and adjacent to the west and south property line of Lot 7, Riverside Terrace Addition.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed..... Monday, April 20, 1959 - 6:30 pm IST..... a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

Lot 7

Riverside Terrace Addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

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KENNETH McGRAW

Clerk